

Πικε Τεχηνιχαλ Σερωιχεσ, Ινχ. 183 Tollage Creek

Pikeville, Kentucky 41501 Phone: (606) 432-0300 or Fax: (606) 433-1820

September 23, 2009

Ms. Heather Dodds Environmental and Public Protection Cabinet Division of Water 200 Fair Oaks Lane Frankfort, KY 40601

> Re: FCDC Coal, Inc. DNR Permit No. 836-0332 NW KPDES Permit No. Pending

Dear Ms. Dodds:

As per your request, this is a new facility and there is no representative sample to test. Ponds will be constructed and the sample data will be provided within the 2 year time frame.

Please feel free to contact me if you have any questions or need additional information.

Sincerely,

Jason Slone Project Manager

c: file